

10/810,944

MS307029.01/MSFTP637US

REMARKS

Claims 1-21 are currently pending in the subject application and are presently under consideration. Claims 2, 9, 12-15 and 17-20 have been amended herein to cure minor informalities. A version of all pending claims is found at pages 3-5. In addition, the specification has been amended as indicated on page 2 to comport with the Examiner's recommendation. Favorable reconsideration of the subject patent application is respectfully requested in view of the comments and amendments herein.

I. Claim Objections

Claim 9 is objected to because of the following informality: claim 9, line 1 "of claim of claim" should be changed to "of claim". This objection should be withdrawn in view of the amendment made to cure the identified informality.

II. Rejection of Claims 1-21 Under 35 U.S.C. §103(a)

Claims 1-21 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Nace *et al.* (US 6,823,380) in view of Rowe (US 6,324,492). This rejection should be withdrawn for at least the following reason. Nace *et al.* is not a citable reference with respect to the subject application. The following is a quotation of 35 U.S.C. §103(c), which forms at least one basis for withdrawal of all rejections in this Office Action.

(c) Subject matter developed by another person, which qualifies as prior art only under one or more of subsections (e), (f), and (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

It is respectfully submitted that Nace *et al.*, the primary document, qualifies as art under 35 U.S.C. §103(c), and the subject matter of the primary document and the claimed invention was under an obligation to Microsoft Corporation at the time the invention was made. Therefore, in accordance with 35 U.S.C. §103(c), Nace *et al.* is not a citable reference with respect to the subject application. Accordingly, the rejection of claims 1-21 should be withdrawn.

10/810,944

MS307029.01/MSFTP637US

CONCLUSION

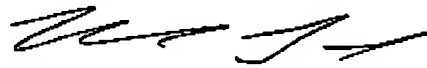
The present application is believed to be in condition for allowance in view of the above comments and amendments. A prompt action to such end is earnestly solicited.

In the event any fees are due in connection with this document, the Commissioner is authorized to charge those fees to Deposit Account No. 50-1063[MSFTP637US].

Should the Examiner believe a telephone interview would be helpful to expedite favorable prosecution, the Examiner is invited to contact applicants' undersigned representative at the telephone number below.

Respectfully submitted,

AMIN & TUROCY, LLP



Himanshu S. Amin

Reg. No. 40,894

AMIN & TUROCY, LLP
24TH Floor, National City Center
1900 E. 9TH Street
Cleveland, Ohio 44114
Telephone (216) 696-8730
Facsimile (216) 696-8731